

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HUMAN SERVICES

Call to Order: Chair Art Wittich, on February 18, 2015 at 3:00 PM, in Room 152 Capitol

ROLL CALL

Members Present:

Rep. Ellie Boldman Hill, Vice Chair (D)
Rep. Kirk Wagoner, Vice Chair (R)
Rep. Seth Berglee (R)
Rep. Jennifer Eck (D)
Rep. Bill Harris (R)
Rep. Denise Hayman (D)
Rep. Stephanie Hess (R)
Rep. Tom Jacobson (D)
Rep. Jessica Karjala (D)
Rep. Forrest Mandeville (R)
Rep. Albert Olszewski (R)
Rep. Carolyn Pease-Lopez (D)
Rep. Gordon Pierson Jr (D)
Rep. Alan Redfield (R)
Rep. Vince Ricci (R)

Members Excused: Rep. Art Wittich, Chair (R)
Rep. Alan Doane (R)

Members Absent: None

Staff Present: Sue O'Connell, Legislative Branch
Phoebe Williams, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 455, 2/14/2015; HB 507, 2/14/2015; HB 513, 2/14/2015; HB 544, 2/14/2015

HEARING ON HB 507

00:00:45 Vice Chair Wagoner is Acting Chairman

Opening Statement by Sponsor:

00:01:42 Rep. Gordon Pierson (D), HD 78, opened the hearing on HB 507, Revising laws relating to investigations of abuse at MT Developmental Center.

EXHIBIT(huh37a01)

Proponents' Testimony:

00:03:43 Jon Bennion, Department of Justice (DOJ)

Opponents' Testimony: None

Informational Testimony:

00:05:19 Gene Haire, Montana Developmental Center (MDC)

00:05:45 Paulette Kohman, Department of Health and Human Services (DPHHS)

Questions from Committee Members and Responses:

00:05:59 Rep. Redfield

00:06:26 Jon Bennion, DOJ

00:07:01 Rep. Redfield

00:07:20 Rep. Pierson

00:07:26 Jon Bennion, DOJ

00:08:13 Rep. Hess

00:08:32 Jon Bennion, DOJ

00:09:08 Rep. Eck

00:10:00 Gene Haire, MDC

00:10:30 Rep. Eck

00:10:44 Gene Haire, MDC

00:11:02 Rep. Eck

00:11:20 Chairman Wagoner

Closing by Sponsor:

00:11:33 Rep. Pierson

00:11:55 Chairman Wittich took the chair

HEARING ON HB 513

Opening Statement by Sponsor:

00:12:06 Rep. Andrew Person (D), HD 96, opened the hearing on HB 513, Clarify rules of evidence for mental health professional-client privilege.

Proponents' Testimony:

00:13:46 Cynthia Ford, University of Montana School of Law

00:21:05 Matt Kuntz, National Alliance for Mental Illness (NAMI)

00:23:03 Mark Murphy, Montana County Attorney's Association (MCAA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:24:45 Chairman Wittich
 00:25:16 Cynthia Ford, U of M School of Law
 00:26:41 Chairman Wittich
 00:26:49 Cynthia Ford, U of M School of Law
 00:27:47 Chairman Wittich
 00:28:05 Cynthia Ford, U of M School of Law
 00:28:10 Chairman Wittich
 00:28:30 Matt Kuntz, NAMI

Closing by Sponsor:

00:29:33 Rep. Person

HEARING ON HB 455**Opening Statement by Sponsor:**

00:30:32 Rep. Nancy Ballance (R), HD 87, opened the hearing on HB 455, Generally revise medicaid laws.

[EXHIBIT\(huh37a02\)](#)**Proponents' Testimony:**

00:40:48 Wally Melcher, Montana Association for Community Disability Services -
 Systems Advocacy (MACDS-SA)
 00:43:09 Dr. William Gallea, Montana Medical Association (MMA)
 00:45:02 Greg Kruger, Downtown Billings Alliance

[EXHIBIT\(huh37a03\)](#)

00:47:18 Glenn Oppel, Montana Chamber of Commerce
 00:47:56 Rose Hughes, Montana Health Care Association
 00:52:01 Jon Esp, Montana Association of Counties (MACo)

Opponents' Testimony:

00:52:58 Tara Veazey, Governor's Health Policy Advisor
 00:57:30 Lisa Daniels, Self

[EXHIBIT\(huh37a04\)](#)

01:00:32 Tara Callaghan, Self
 01:03:22 Helena Weaver, Self

[EXHIBIT\(huh37a05\)](#)

01:09:11 Nancy Bleck, Self
 01:10:00 Rep. Redfield took over the chair
 01:10:52 Kevin Howlett, Salish and Kootenai Tribes
 01:14:09 Jessica Hoff, South West Montana Community Health Center
 01:16:33 Kelly Ware, Massage and Chiropractic Health Field
 01:22:24 Joy Brucke, AARP Montana and Montana Cancer Society

[EXHIBIT\(huh37a06\)](#)

01:24:38 John Woodland, Mineral Community Hospital
 01:29:46 Robyn Morrison, Self

EXHIBIT(huh37a07)

01:33:06 Patty Stevens, Salish and Kootenai Tribes

EXHIBIT(huh37a08)

01:34:44 Steph Larsen, Center for Rural Affairs (CFRA)

EXHIBIT(huh37a09)

01:37:43 Bob Marsalli, Montana Primary Care Association

EXHIBIT(huh37a10)

01:41:41 Sarah Howell, Montana Women Vote

01:42:17 Terry Minow, MEA-MFT

01:42:43 Kim Abbott, Montana Human Rights Network, Montana Food Bank Network

EXHIBIT(huh37a11)

01:43:17 Sheena Rice, Montana Organizing Project

01:43:49 Alissa Snow, Western Native Voice

01:44:22 Tara Jensen, Montana Budget and Policy Center

01:44:50 Robin Turner, Montana Coalition Against Sexual and Domestic Violence

Informational Testimony:

01:45:30 Marie Matthews, DPHHS

Questions from Committee Members and Responses:

01:45:56 Rep. Hill

01:46:00 Vice Chairman Wagoner took the Chair

01:47:19 Glenn Oppel, Montana Chamber of Commerce

01:49:00 Rep. Hill

01:49:26 Glenn Oppel, Montana Chamber of Commerce

01:49:54 Rep. Hill

01:50:30 Rep. Balance

01:51:56 Rep. Olszewski

01:52:35 Tara Veazey, Governor's Health Policy Advisor

01:53:35 Rep. Olszewski

01:53:48 Rep. Karjala

01:54:28 Marie Matthews, DPHHS

01:55:26 Rep. Karjala

01:55:45 Marie Matthews, DPHHS

01:56:23 Rep. Karjala

01:56:49 Marie Matthews, DPHHS

01:57:06 Rep. Eck

01:57:35 Tara Veazey, Governor's Health Policy Advisor

01:58:24 Rep. Eck

01:59:22 Glenn Oppel, Montana Chamber of Commerce

01:59:34 Rep. Berglee

02:00:01 Tara Veazey, Governor's Health Policy Advisor

02:00:52 Rep. Berglee

02:01:16 Tara Veazey, Governors Health Policy Advisor

02:01:39 Rep. Hayman

02:02:07 Marie Matthews, DPHHS
 02:03:51 Rep. Hess
 02:04:33 Rep. Ballance
 02:05:23 Rep. Hess
 02:05:39 Rep. Ballance
 02:06:00 Rep. Ricci
 02:06:25 Tara Veazey, Governor's Health Policy Advisor
 02:07:02 Rep. Eck
 02:07:45 Dr. William Gallea, MMA
 02:08:04 Rep. Eck
 02:08:24 Dr. William Gallea, MMA

Closing by Sponsor:

02:08:48 Rep. Ballance
 02:13:10 RECESS
 02:29:01 RECONVENE

HEARING ON HB 544**Opening Statement by Sponsor:**

02:29:27 Rep. Art Wittich (R), HD 68, opened the hearing on HB 544, Encourage enrollment in qualified health plans by eligible low-income persons.

Proponents' Testimony:

02:34:22 Aimee Grmoljez, Billings Clinic, Montana Medical Association (MMA) and All Catholic Hospitals

Opponents' Testimony:

02:36:33 Kim Abbott, Montana Human Rights Network
 02:37:52 Amanda Harrow, Montana Primary Care Association
 02:39:59 Sheena Rice, Montana Organizing Project

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

02:40:51 Rep. Wittich
 02:43:22 Rep Wittich took over the Chair.

EXECUTIVE ACTION ON HB 362

02:45:07 **Motion:** Rep. Wagoner moved that **HB 362 DO PASS.**

02:45:36 **Motion:** Rep. Wagoner moved that **HB 362 BE AMENDED.**
EXHIBIT(huh37a12)

Discussion:

02:45:51 Sue O'Connell, Legislative Services Division (LSD)
 02:48:03 Chairman Wittich

02:48:09 **Vote:** Motion carried 13-0 by voice vote. Rep. Doane, Rep. Jacobson, Rep. Karjala and Rep. Pierson were excused.

02:48:17 **Motion:** Rep. Wagoner moved that **HB 362 DO PASS AS AMENDED.**

Discussion:

02:48:30 Rep. Eck

02:49:00 Rep. Redfield

02:49:21 **Vote:** Motion failed 7-10 by roll call vote with Rep. Eck, Rep. Hayman, Rep. Hill, Rep. Jacobson, Rep. Karjala, Rep. Pease-Lopez and Rep. Pierson voting aye. Rep. Doane, Rep. Jacobson, Rep. Karjala and Rep. Pierson voted by proxy.

02:50:32 **Motion/Vote:** Rep. Wagoner moved that **HB 362 BE TABLED.** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 442

02:51:42 **Motion/Vote:** Rep. Wittich moved that **HB 442 BE TABLED.** Motion carried 13-0 by voice vote. Rep. Doane, Rep. Jacobson, Rep. Karjala and Rep. Pierson were excused.

EXECUTIVE ACTION ON HB 318

02:52:36 **Motion:** Rep. Wagoner moved that **HB 318 DO PASS.**

02:53:04 **Motion:** Rep. Wagoner moved that **HB 318 BE AMENDED.**
[EXHIBIT\(huh37a13\)](#)

Discussion:

02:53:16 Sue O'Connell, LSD

02:53:58 Rep. Olszewski

02:54:29 **Vote:** Motion carried 13-0 by voice vote. Rep. Doane, Rep. Jacobson, Rep. Karjala and Rep. Pierson were excused.

02:54:36 **Motion:** Rep. Wagoner moved that **HB 318 DO PASS AS AMENDED.**

Discussion:

02:54:45 Rep. Hill

02:55:35 **Vote:** Motion carried unanimously by voice vote. Rep. Doane, Rep. Jacobson, Rep. Karjala and Rep. Pierson voted by proxy.

EXECUTIVE ACTION ON HB 257

02:55:50 **Motion:** Rep. Wagoner moved that **HB 257 DO PASS.**

02:56:41 **Motion:** Rep. Wagoner moved that **HB 257 BE AMENDED.**
[EXHIBIT\(huh37a14\)](#)

Discussion:

- 02:56:52 Sue O'Connell , LSD
02:57:43 **Vote:** Motion carried 13-0 by voice vote. Rep. Doane, Rep. Jacobson, Rep. Karjala and Rep. Pierson were excused.
- 02:57:55 **Motion:** Rep. Wagoner moved that **HB 257 DO PASS AS AMENDED.**

Discussion:

- 02:58:04 Rep Eck
02:59:18 Rep. Olszewski
02:59:51 Rep. Harris
03:00:23 Rep. Mandeville
03:01:02 Rep. Eck
03:01:40 Chairman Wittich
03:02:56 **Vote:** Motion failed 8-9 by roll call vote with Rep. Eck, Rep. Hayman, Rep. Hill, Rep. Jacobson, Rep. Karjala, Rep. Pease-Lopez, Rep. Pierson and Rep. Ricci voting aye. Rep. Doane, Rep. Jacobson, Rep. Karjala and Rep. Pierson voted by proxy.
- 03:05:15 **Motion/Vote:** Rep. Wagoner moved that **HB 257 BE TABLED.** Motion carried 13-0 by voice vote. Rep. Doane, Rep. Jacobson, Rep. Karjala and Rep. Pierson were excused.

EXECUTIVE ACTION ON HB 456

- 03:05:31 **Motion:** Rep. Wagoner moved that **HB 456 DO PASS.**

Discussion:

- 03:05:54 Rep. Wagoner
03:06:30 Rep. Pease-Lopez
03:09:19 Rep. Olszewski
03:10:40 Rep. Hill
03:12:36 Rep. Berglee
03:13:54 Chairman Wittich
03:14:31 **Vote:** Motion failed 6-11 by roll call vote with Rep. Eck, Rep. Hayman, Rep. Hill, Rep. Karjala, Rep. Pease-Lopez and Rep. Wittich voting aye. Rep. Doane, Rep. Jacobson, Rep. Karjala and Rep. Pierson voted by proxy.
- 03:15:50 **Motion/Vote:** Rep. Wagoner moved that **HB 456 BE TABLED.** Motion carried 13-0 by voice vote. Rep. Doane, Rep. Jacobson, Rep. Karjala and Rep. Pierson were excused.

ADJOURNMENT

Adjournment: 03:17:49

Phoebe Williams, Secretary

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Additional Documents:

EXHIBIT([huh37aad.pdf](#))